

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION**

IN RE:	)	
	)	
BILLIE EDWARD DIGGS, JR.	)	Bankruptcy No. 19-10615-KHK
	)	
and	)	Chapter 13
	)	
TRENA LARIA DIGGS	)	
	)	

**MOTION TO DISMISS CASE UNDER SECTION 1307(b)**

COMES NOW the Debtor, by counsel, and in support of his *Motion to Dismiss Case Under Section 1307(b)*, state as follows:

1. On February 27, 2019 the Debtors filed a voluntary Chapter 13 case.
2. The Debtors cannot afford the payments under the Plan at this time.
3. This Chapter 13 case was not converted from Chapter 7 or from another Chapter of Title 11.
4. Under 11 U.S.C. 1307(b), the Debtor is entitled to have this Chapter 13 case dismissed at any time.

WHEREFORE, the Debtor moves this Honorable Court to enter an order dismissing this case.

Michael J. O. Sandler, VSB #46443  
12801 Darby Brook Court, Suite 201  
Woodbridge, VA 22192  
703-967-3315; FAX 703-910-6235  
sandlerlaw@yahoo.com

Respectfully submitted,

BILLIE EDWARD DIGGS, JR.  
TRENA LARIA DIGGS  
By Counsel

FISHER-SANDLER LLC

/s/ Michael J. O. Sandler  
Michael J. O. Sandler, VSB #46443  
12801 Darby Brook Court, Suite 201  
Woodbridge, Virginia 22192  
(703)967-3315  
Counsel for Debtors

**CERTIFICATE OF SERVICE**

I hereby certify that on the 25<sup>th</sup> day of October, 2021, the following person(s) were served a copy of the foregoing Certification via the CM/ECF system or by first class mail, postage prepaid:

Thomas P. Gorman, Trustee  
300 N. Washington St., Ste. 400  
Alexandria, VA 22314

Office of the United States Trustee  
1725 Duke Street, Suite 650  
Alexandria, VA 22314

Alltran Financial, LP  
PO Box 610  
Sauk Rapids, MN 56379-0000

American Infosource  
4515 N. Santa Fe Avenue  
Oklahoma City, OK 73118-0000

AR Resources, Inc.  
P.O. Box 1056

Blue Bell, PA 19422-0000

ARIS  
PO Box 72078  
Cleveland, OH 44192-0000

Becket & Lee, LLP  
P.O. Box 3001  
Malvern, PA 19355-0000

Capital One  
P.O. Box 70884  
Charlotte, NC 28272-0000

Carient heat & Vascular  
8100 Ashton Avenue, Suite 200  
Manassas, VA 20109-0000

Commonwealth of Virginia  
Dept of Taxation  
PO Box 2369  
Richmond, VA 23218-2369

County of Fairfax  
Dept. of Tax Administration  
P.O. Box 10206  
Fairfax, VA 22035-0000

Cox Communications  
3161 N. Rock Road  
Suite B  
Wichita, KS 67226-0000

Credit Collection Services  
725 Canton Street  
Norwood, MA 02062-0000

Credit One Bank  
PO Box 98875  
Las Vegas, NV 89193-0000

Dominion Energy Virginia  
P.O. Box 26543

Richmond, VA 23290-0000

ECAST Settlement Corp.  
P.O. Box 35480  
Newark, NJ 07193-0000

I.C. System  
P.O. Box 64437  
Saint Paul, MN 55164-0000

Inova  
PO Box 37190  
Baltimore, MD 21297-0000

Internal Revenue Service  
P.O. Box 7346  
Philadelphia, PA 19101-7346

Kaiser Permanente  
P.O. Box 62416  
Baltimore, MD 21264-0000

LVNV Funding LLC  
PO Box 10584  
Greenville, SC 29603-0000

Orchard Landing Apartments  
c/o HarrisLoftus  
7900 Sudley Rd, Suite 608  
Manassas, VA 20109-0000

Portfolio Recovery Assoc.  
P.O. Box 41067  
Norfolk, VA 23541-0000

Rent-A-Center  
4106 S. Salina Street  
Syracuse, NY 13205-2058

Sentara  
P.O. box 79698  
Baltimore, MD 21279-0000

Strayer University  
45150 Russel Branch Pkwy  
Suite 200  
Ashburn, VA 20147-0000

Suburban Credit  
PO Box 30640  
Alexandria, VA 22310-0000

University of Virginia Med Ctr  
P.O. Box 743977  
Atlanta, GA 30374-0000

Whipple Tree Emerg. Phys  
P.O. Box 37992  
Philadelphia, PA 19101-0000

ZenResolve  
4720 E. Cotton Gin Loop  
Suite 135  
Phoenix, AZ 85040-0000

/s/ Michael J. O. Sandler  
Michael J. O. Sandler